

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 10-20-72(defts)
 10-23-72(pltfs.)
 1-10-73 (Deft.s)

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
<p>JO ANN MILLER, an individual, and as mother and next of kin of BETTY JANE MILLER, and DEBRA KAY MILLER, minors, and JO ANN MILLER, as executrix of the estate of JOEL DAVID MILLER</p> <p>VS</p> <p>D. H. McJUNKIN PRODUCE CO. INC., a corporation; BANKER'S AND SHIPPER'S CO. OF NEW YORK, a corporation; and BILLY GEORGE HIGGS, an individual</p> <p>TRANSCOLD EXPRESS CO., INC., a corporation, AMERICAN CASUALTY CO., of Reading, Pa., a corporation,</p>		<p>For plaintiff:</p> <p>Larry L. Oliver 585-8181 1910 Fourth Natl. Bank Bldg. Tulsa, Oklahoma 74119</p> <p>For defendant:</p> <p>Alfred B. Knight 310 Beacon Bldg. Tulsa, Oklahoma 74103 584-6457</p> <p>Donald G. Hopkins (Transcold & Amer. P. O. Box 1439 Casualty) Tulsa 74101</p>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 11-1-72	Clerk	10-20-72	Knight	15 00	15 00
J.S. 6 mailed 5-1-73	Marshal	10-26-72	C.D No. 19		
Basis of Action: Wrongful death - auto accident	Docket fee				
	Witness fees				
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-20-72	Petition for removal from Dist. Court of Tulsa County, Okla., filed. hm	
10-20-72	Bond on removal in the amt. of \$500.00, filed. Surety, Aetna Casualty and Surety Company. hm	
10-20-72	Notice of filing of petition and bond on removal by defendants, filed. hm	
10-20-72	Answer of defts., filed. hm	
10-20-72	Request for jury trial of defts, filed. hm	
10-20-72	Acknowledgment of the Clerk of the Dist. Ct. in and for Tulsa County, Okla. of receipt of copy of the notice, petition and bond on removal, filed. hm	
10-24-72	Pltfs' demand for jury trial, filed. hm	
11-27-72	Pltf's Appl for leave of court to add parties, deft., & amendment to complaint, filed. r (order to Judge w/copy of appl)	
11-28-72	Deposition of Jo Ann Miller, taken on behalf of defts. on 11/7/72, filed. (Fee pd. by defts. \$38) rm	
11-28-72	Deposition of Bill George Higgs, taken on behalf of pltf. on 11/7/72, filed. (Fee pd. by pltf. \$42) rm	
12-14-72	Order granting leave for pltf. to make add. parties defts., and to file amendment to complaint. (AEB-J)rm - <i>copies made</i>	
12-15-72	First Amended Petition, filed. rm Summons issued.	
1-4-73	First written interrogatories by pltf., to D. H. McJunkin Produce, filed. rm	
<u>1-10-73</u>	Answer of Transcold Express Co., Inc., a Corp. and American Casualty Co. of Reading, Penn., a Corp., filed. v <u>DEFT. DEMANDS JURY TRIAL</u> , for American Casualty Co.,	
1-15-73	Summons, ret. & filed: served Joe B. Hunt, Serv. Agt. for American Casualty Co., 12-19-73; R. L. Moore, Service Agt. for Trans-Cold Express Co., Inc. Irving, Tx. 1-5-73. (USM \$11.20)g	
1-18-73	Parties directed to hold pre-trial prior to 3-1-73 and file p/t order not later than 3-8-73. (AEB-J)h	
1-19-73	Second written interrogatories by pltf. to Transcold Exp., filed. rm	
1-26-73	Defendant's answers to first written interrogatories (D.H.McJunkin Produce Co., Inc.), filed. jj	
2-20-73	Answers of Transcold Express Co., Inc., to Pltfs.' Second Written Interrogatories, filed. jj	
3-15-73	Deft's., Transcold Express Company, and American Casualty Company, <u>Amended Ans.</u> , filed, with <u>Cross-Claim</u> . jj	
<u>3-19-73</u>	Pre-trial order filed. h (AEB-J)h	
3-29-73	Case set for jury trial on Monday, April 23, 1973 at 10:00am. (AEB-J)h	
3-30-73	Case stricken from docket of 4-23-73 pending settlement. (AEB-J)h	
4-9-73	Application of plts. and defts. to dismiss with prejudice, filed. g <i>to AEB</i>	
4-11-73	Order of dismissal, filed and entered, that complaint, cross-complaint & all causes of action are dismissed with prejudice. (AEB-J)hm (copies mailed)	